

Municipal Clerk Atlanta, Georgia

ANAMIENDED ORDINANCE BY: ZONING COMMITTEE

04-0-1846

Z-04-114 September 13, 2004

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the city of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located 643-663 10th Street and 640 11th Street, N.W. be changed from the I-1 (Light Industrial) District, to the MR-5A-C (Multi-Family Residential-Conditional-fifteen story multifamily) District, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots 149 and 150 of the 17th District, Fulton County, Georgia, being more particularly described by the attached legal description.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

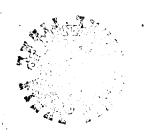
SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

ADOPTED as amended by the Council APPROVED by the Mayor Municipal Clerk, CMC

DEC 06, 2004 DEC 10, 2004

Conditions for Z-04-114 643-663 10th Street and 640 11th Street, N.W.

1. APPROVAL, conditioned on the proposed building shall comply with all requirements of the MR-5A District.



2-04-114

Property Description Proposed Parking Garage Tenth Street and Northside Drive Fulton County, Georgia



All that tract or parcel of land lying and being in Land Lots 149 and 150 of the 17th District, Fulton County, Georgia, and being more particularly described as follows:

Commencing at a nail found at the intersection of the westerly right-of-way of Northside Drive (a 90 foot right-of-way) with the northerly right-of-way of Tenth Street (a 60 foot right-of-way), Thence departing the said westerly right-of-way of Northside Drive and continuing with the said northerly right-of-way of Tenth Street, North 89 degrees 34 minutes 26 seconds West, a distance of 53.22 feet to a railroad spike found in the division line between Reisman Properties, L.P. (Deed Book 24026 at Page 236) on the east and Donald Reisman (Deed Book 9804 at Page 439 and Deed Book 16788 at Page 347) on the west, said railroad spike found being the TRUE POINT OF BEGINNING. Thence continuing with the said northerly right-of-way of Tenth Street, the following two courses: North 89 degrees 34 minutes 09 seconds West, a distance of 243.08 feet to a 1/2 inch open top pipe found; Thence North 89 degrees 31 minutes 07 seconds West, a distance of 149.89 feet to a 1 inch crimp top pipe found at the intersection of the said northerly right-of-way of Tenth Street with the easterly right-of-way of Watkins Street (a variable width right-of-way); Thence departing the said northerly right-of-way of Tenth Street and continuing with the said easterly right-of-way of Watkins Street, North 02 degrees 59 minutes 36 seconds East, a distance of 245.13 feet to a 5/8 inch rebar set at the intersection of the said easterly right-of-way of Watkins Street with the southerly right-ofway of Edgehill Avenue (a 40 foot right-of-way); Thence departing the said easterly rightof-way of Watkins Street and continuing with the said southerly right-of-way of Edgehill Avenue, South 84 degrees 28 minutes 53 seconds East, a distance of 149.72 feet to a 2 inch open top pipe found marking the eastern terminus of Edgehill Avenue; Thence departing the said southerly right-of-way of Edgehill Avenue and continuing with the said eastern terminus of Edgehill Avenue, North 00 degrees 05 minutes 47 seconds East, a distance of 40.31 feet to a 5/8 inch rebar set in the division line between the said Donald Reisman on the east and Belton T. Holder, Jr., et al. (Deed Book 24881 at Page 246) on the west; Thence departing the said eastern terminus of Edgehill Avenue and continuing with the division the following three courses: North 00 degrees 05 minutes 47 seconds East, a distance of 107.91 feet to a nail found: Thence North 89 degrees 54 minutes 30 seconds East, a distance of 40.00 feet to a point; Thence North 00 degrees 13 minutes 05 seconds East, a distance of 99.80 feet to a nail found in the southerly right-of-way of Eleventh Street (a 40 foot right-of-way); Thence continuing with the said southerly right-ofway of Eleventh Street, North 89 degrees 58 minutes 04 seconds East, a distance of 142.12 feet to a 3/8 inch rebar found in the division line between the said Donald Reisman on the west and 1022 Northside, LLC (Deed Book 36194 at Page 317) on the east; Thence departing the said southerly right-of-way of Eleventh Street and continuing with the said division line the following two courses: South 00 degrees 41 minutes 03 seconds West, a distance of 143.63 feet to a 1/2 inch rebar found; Thence North 89 degrees 05 minutes 28 seconds East, a distance of 7.26 feet to a 1/2 inch rebar found in the division

ine between the said Donald Reisman on the west and Brigham Moorman (Deed Book 32516 at Page 366) on the east; Thence continuing with the said division line between the said Donald Reisman on the west and the said Brigham Moorman and continuing with the said Reisman Properties, L.P. on the east, South 01 degrees 48 minutes 46 seconds West, a distance of 80.95 feet to a 1/2 inch rebar found in the said division line between the said Donald Reisman on the west and the said Reisman Properties, L.P. on the east; Thence continuing with the said division line the following four courses: South 02 degrees 56 minutes 13 seconds West, a distance of 39.47 feet to a 1/2 inch rebar found; Thence South 00 degrees 16 minutes 50 seconds West, a distance of 117.44 feet to a 1/2 inch rebar found; Thence South 89 degrees 38 minutes 09 seconds East, a distance of 48.48 feet to a nail found; Thence South 00 degrees 16 minutes 52 seconds West, a distance of 100.05 feet to a railroad spike found in the said northerly right-of-way of Tenth Street, said railroad spike found being the **TRUE POINT OF BEGINNING.**

Said tract of land contains 2.895 Acres.



2-04-114

Atlanta City Council

Regular Session

04-0-1846 Z-04-114 REZONE FROM I-1 TO MR-5A 643-663 10TH ST & 640 11TH ST ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
NV Winslow	Y Muller	NV Sheperd	NV Borders

Date Referred Referred To: Date Referred 10~18 Date Referred Refferred To: APPLICANT: DAVID GREEN OWNER: DONALD REISMAN on the north side of 10th Street beginning 53.22 and 640 11th Street, N.W. fronting 392.97 feet BY: ZONING COMMITTEE AN ORDINANCE 150, 17th District, Fulton County, Georgia. Varies; Area: 2.895 acres; Land Lots 149 & feet east from the northeast corner of Northside Drive. Property also fronts on 11th Street. Depth: District, property located at 643-663 10th Street Residential-Fifteen story residential dwellings) Industrial) District to the MR-5A (Multi-Family An Ordinance to rezone from the i-1 (Light CONSENT REFER PERSONAL PAPER REFER 1st ADOPT 2nd READ & REFER ADVERTISE & REFER REGULAR REPORT REFER (Do Not Write Above This Line) 2 RB 04- 🧷 -1846 **COUNCIL DISTRICT 8** ADOPTED BY DEC 0 6 2004 Z-04-114 رف 400g 200,00 Fav, Adv, Hold (see rev. side) Other Referred tv, Hold (see rev. side) Committee Committee Members Members Refer To Refer To Action Action Chair Date HOS SHE Fav, Adv, Hold (see rev. side) Other Fav, Adv, Hold (see rev. side) Other Committee Committee Members Refer To Members Refer To Action Action Chair Date Chair Date □ Consent FINAL COUNCIL ACTION MAYOR'S ACTION) J CERTIFIED ☐ 1st & 2nd Readings □ V Vote 0 200 Z RC Vote

COUNCIL